

## MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

September 15, 1949  
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Glass presiding.

## Roll Call:

Present: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass  
Absent: None

Present also: Guiton Morgan, City Manager; Trueman E. O'Quinn, City Attorney;  
C. G. Levander, Director of Public Works; Noble E. Latson, Paving Engineer;  
W. W. Blackman, Captain, Police Department.

The minutes were read; and upon motion by Councilman Drake, seconded by Councilman Long, were approved by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass  
Noes: None

MR. GENE RAVEL, President of the Junior Chamber of Commerce, appeared before the Council to introduce MR. DAVID WILSON, Chairman of the Christmas Activity Committee, who presented a plan of Christmas lighting for Congress Avenue from Fourth Street to the Capitol, and one block from Congress on Sixth Street, east and west. The decorations were to consist of wreaths made out of aluminum garland and plastic bells, and the Junior Chamber of Commerce was to make this a gift to Austin, and it would represent about \$3,500 to \$3,500 to \$4,000 worth of material. Mr. Wilson stated the Jaycees were to contact the merchants and collect \$1.00 a foot for this decoration. The Council commended the Jaycees for this good work and donation, and Councilman Long moved that their plan be approved, and that the City accept this gift and assist the Jaycees in anyway. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass  
Noes: None

MR. AL CAMPBELL, from the Junior Chamber of Commerce, stated Austin lacked enthusiasm in welcoming teams and conventions coming to Austin, and there were no Welcome banners on the streets when these out-of-town people came in. He presented a display of a sign the Jaycees would like to erect on the main arteries coming into Austin as follows:

WELCOME TO AUSTIN  
The Friendly City  
CONVENTION CENTER  
Austin Junior Chamber of Commerce

The Jaycees will have a committee to check the hotels and conventions; and when a convention is being held, above this sign will be placed the name of the convention; and when no convention is being held, other signs like "DRIVER SLOWLY" will be placed in the space. Mr. Campbell stated all materials would be donated for the signs. The City Manager stated there would have to be clearance with the Highway Department on rights-of-way, and he suggested placing on the sign that Austin was a cultural and educational center, or perhaps have mention of the State Capitol; and that other civic groups might want to participate in this, and there should be a space left for their names. Councilman Long moved that the Council endorse this plan and grant them permission to erect these signs in conformity with the sign ordinance. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass  
Noes: None

MR. HERBERT RAY PRATHER came before the Council again to see about his taxi permit. The Council, at the September 8th meeting, advised him to wait until the trial for Driving While Intoxicated was over, and then come back for further consideration. The "Driving While Intoxicated" charge was dropped in the Court, and his fine covered "Drunkenness". Councilman Long moved that in view of the charge having been dropped, that he be granted a 90-day Probation Permit. The motion seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, Mayor Glass  
Noes: Councilman MacCorkle.

The City Manager presented the paving assessment program, stating that the total cost would be within the appropriation of this year's budget; that there was a minimum about of storm sewer work; that these jobs tied on to existing paving, but is not all the paving needed, as it consists of about five miles out of 400 miles; that these represented petitions of long standing, where efforts had been made by residents on these streets to sign everybody up to get the paving job done; and that there were no big jobs or major thoroughfares included. He stated that a public hearing would have to be held, bids taken, contracts awarded, and lots of legal procedures to go through; that it represented a \$393,000 paving program over a period of several years. The City is to pay 20% plus the intersections. The City Manager explained how these streets had been selected; and

that certain sections of town were more interested in paving than other sections. On Councilman MacCorkle's inquiry as to the percentage of cost, the City Manager stated it was 80-20; if the city's part is increased, the scope of paving will be reduced, and that under state law, the cities were required to pay only 10%, and that Austin is paying more than is required. He stated another program would be started immediately for paving in the early spring. Councilman Drake was interested to know how many streets would be signed up 100%, and how many would be dropped out of this particular program. The City Manager stated this information could be worked out in the Engineering Department. Councilman Drake suggested no alternates be taken in the bid, and the City Manager stated they had determined the strength, life and maintenance of the three kinds, and all three were equal, and the lowest bid would be taken. The three kinds of pavement were selected so that the cement industries would not be left out nor the asphalt industry.

Mayor Glass introduced the following ordinance:

AN ORDINANCE DECLARING THE NECESSITY FOR AND ORDERING THE IMPROVEMENT OF CERTAIN PORTIONS OF PUBLIC STREETS IN THE CITY OF AUSTIN CONSTITUTING TWENTY-SEVEN (27) SEPARATE UNITS; AND DIRECTING THE PLANS AND SPECIFICATIONS FOR SUCH IMPROVEMENTS IN EACH AND ALL OF SAID 27 UNITS BE PREPARED AND FILED; AND DIRECTING AN ESTIMATE OF THE COSTS OF SUCH IMPROVEMENTS BE DELIVERED AND FILED; AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS FOR CONSTRUCTION OF SUCH IMPROVEMENTS IN EACH AND ALL OF SAID 27 UNITS.

The ordinance was read the first time and Councilman Drake moved that the ordinance be passed to its second reading. The motion, duly seconded, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass

Noes: None

Councilman Drake moved that a public hearing on the paving of the twenty-seven units be held Thursday, OCTOBER 13, 1949, at 7:30 P.M. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass

Noes: None

MRS. TODD, 510 West 10th Street appeared before the Council asking that something be done about the vacant lot at 506 West 10th, in that it is a fire hazard, and dumping ground, and now someone is living there without any water or sewage connections. The Council stated the matter would be looked into to see if there was something the City might do in this case, as it was privately-owned property.

Councilman Drake offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That Guiton Morgan, City Manager, be and he is hereby authorized and directed to enter into a contract in behalf of the City of Austin with the Texas Aeronautics Commission for the lease to said Commission of office and hangar space at the Austin Municipal Airport at a monthly rental fee of One Hundred Fifty-two Dollars and Fifty Cents (\$152.50), for a term beginning September 1, 1949, and ending August 31, 1951, subject however to cancellation by either party at the end of any thirty-day period by written notice, in person or by mail, to the other party at least thirty days prior to the desired cancellation date, the terms and conditions of said lease contract being more fully shown in the instrument to be executed in quadruplicate under date August 18, 1949, and filed with the City Clerk and with the State Board of Control, State of Texas, at Austin.

Which motion, duly seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass

Noes: None

Councilman Long introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, JULY 17, 1941, AND RECORDED IN ORDINANCE BOOK "L", PAGES 152-174, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, WHICH ORDINANCE WAS AMENDATORY OF THAT CERTAIN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN PASSED BY THE CITY COUNCIL APRIL 23, 1931, AND RECORDED IN BOOK "I", PAGES 301-318, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY CHANGING THE USE DESIGNATION FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DESIGNATION TO "C" COMMERCIAL DISTRICT AND FIRST HEIGHT AND AREA DISTRICT ON A TRACT OF LAND 220 FEET DEEP ADJACENT TO EAST RIGHT OF WAY LINE OF AIRPORT BOULEVARD AND EXTENDING SOUTH 430 FEET FROM THE SOUTH LINE OF MANOR ROAD, OUT OF OUTLOT 50, DIVISION "B", LOCATED IN THE 2100 AND 2200 BLOCKS OF AIRPORT BOULEVARD; AND CHANGING THE USE DESIGNATION FROM "C-1" COMMERCIAL DISTRICT AND SECOND HEIGHT AND AREA DISTRICT TO "C-2" COMMERCIAL DISTRICT AND SECOND HEIGHT AND AREA DISTRICT ON THE NORTHWEST 150' x 50' OF BLOCK 139 OF THE ORIGINAL CITY OF AUSTIN, ALL OF SAID PROPERTY BEING IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; ORDERING A CHANGE IN THE USE MAPS SO AS TO RECORD THE CHANGES HEREBY ORDERED; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Drake moved that the rule be suspended and the ordinance passed to the second reading. The motion, duly seconded, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass

Noes: None

The ordinance was read the second time and Councilman Drake moved that the rule be suspended and the ordinance passed to its third reading. The motion carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass  
Noes: None

The ordinance was read the third time and Councilman Drake moved that it be finally passed. The motion, duly seconded, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass  
Noes: None

Mayor Glass then announced that the ordinance had been finally passed.

Councilman Johnson introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ENTITLED: "AN ORDINANCE REGULATING TRAFFIC UPON THE PUBLIC STREETS OF THE CITY OF AUSTIN; PRESCRIBING PENALTIES FOR THE VIOLATION OF SAME; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY," WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN MAY 6, 1937, AND IS RECORDED IN BOOK "K", PAGES 159-179, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, BY AMENDING SECTION 18(b) OF ARTICLE IV RELATING TO PARKING ADJACENT TO SCHOOLS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

The ordinance was read the first time, and Councilman MacCorkle moved that the rule be suspended and the ordinance passed to its second reading. The motion, duly seconded, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass  
Noes: None

The ordinance was read the second time, and Councilman MacCorkle moved that the rule be suspended and the ordinance passed to its third reading. The motion, duly seconded, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass  
Noes: None

The ordinance was read the third time, and Councilman MacCorkle moved that the ordinance be finally passed. The motion, duly seconded, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass  
Noes: None

Mayor Glass then announced that the ordinance had been finally passed.

Councilman MacCorkle offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Douglas H. Hicks is the Contractor for the alteration of a building located at 615 Congress Avenue and desires a portion of the sidewalk space abutting the north 1/2 of Lot 4, Block 69, of the Original City of Austin, Travis County, Texas, during the alteration of the building, such space to be used in the work and for the storage of materials therefor; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

1. THAT space for the uses hereinabove enumerated be granted to said Douglas H. Hicks, the boundary of which is described as follows:

Sidewalk Working Space

Beginning at the northwest corner of the above described property; thence in a westerly direction and at right angles to the centerline of Congress Avenue to a point 5 feet east of the east curb line; thence in a southerly direction and parallel to the centerline of Congress Avenue approximately 23 feet to a point; thence in an easterly direction and at right angles to the centerline of Congress Avenue to the southwest corner of the above described property.

2. THAT the above privileges and allotment of space are granted to the said Douglas H. Hicks, hereinafter termed "Contractor", upon the following express terms and conditions;

(1). That the Contractor shall erect within the above working space a solid fence built of not less than one-inch material and at least 8 feet in height (or extending from the sidewalk to the underside of the present awning) substantially braced and anchored and to maintain same in good condition at all times while the work is in progress. The Contractor will be permitted to put a door in the barricade that will either open in or slide parallel to the barricades, and at all times that material is being delivered or taken away from the building, a watchman shall be provided to warn pedestrians of approaching danger. The Contractor will also be permitted to use one parking meter space immediately in front of the entrance in the barricade, for the delivery or removal of materials during construction work.

(2). That no vehicles in loading or unloading material at the working space shall park on any part of the street outside of the allotted working space.

(3). That the Contractor shall in no way obstruct any fire plugs or other public utilities in the construction of such barricades.

(4). That provisions shall be made for the normal flow of all storm waters in the gutter and the Contractor will be responsible for any damage done due to obstruction of any such storm water.

(5). That the Contractor shall place on the outside corners of any walkway, barricades or obstructions, red lights during all periods of darkness and provide lighting system for all tunnels.

(6). That the Contractor shall remove all fences, barricades, loose materials and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalk, barricades, materials, equipment and other obstructions shall be removed not later than November 1, 1949.

(7). That the City reserves the right to revoke at any time any and all the privileges herein granted or to require the erection or installation of additional barriers or safeguards if the conditions demand it.

(8). That the use and enjoyment of the spaces herein granted shall not be exclusive as against public needs, and the City, in making such grant reserves the right to enter and occupy any part or all of said space any time with its public utilities, or for other necessary public purposes.

(9). That any public utility, or public or private property, disturbed or injured as a result of any of the activities necessary for the completion of the construction work for said building projects, whether done by the Contractor, City forces, or public utilities, shall be replaced or repaired at the Contractor's expense.

(10). That the Contractor shall furnish the City of Austin a surety bond in the sum of One Thousand Dollars (\$1,000.00), which shall protect, indemnify and hold harmless the City of Austin from any claims or damages to any person or property that may accrue to or be brought by any person by reason of the exercise or abuse of the privileges granted the Contractor by the City of Austin and shall guarantee the replacement of all sidewalks, pavement and all other public property and public utilities disturbed or removed during the construction of a walkway and other safeguards during the occupancy of the space.

Which motion, duly seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass

Noes: None

Councilman MacCorkle offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the Southwestern Bell Telephone Company has presented to the City Council tentative maps or plans showing the proposed construction of its underground telephone conduit in the streets in the City of Austin hereafter names, and said maps or plans have been considered by the Department of Public Works; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the Southwestern Bell Telephone Company be and the same is hereby permitted to construct its underground telephone conduit in the following streets:

(1) Across East Avenue from the southeast corner of Ardenwood Road and East Avenue northwesterly to the northeast corner of the old Country Club property.

THAT the work and construction of said underground telephone conduit, including the excavation of the streets and the restoration and maintenance of said streets after said underground telephone conduit has been constructed, shall be under the supervision and direction of the City Manager and in accordance with the ordinances and regulations of the City of Austin governing such construction.

Which motion, duly seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass  
Noes: None

The Mayor brought up the following ordinance for the third reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF FIVE AND SEVENTEEN ONE HUNDREDTHS (5.17) ACRES OF LAND, SAME BEING OUT OF THE HENRY P. HILL LEAGUE WITHIN TRAVIS COUNTY, TEXAS, WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN THE PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the third time and Councilman Johnson moved that it be finally passed. The motion, seconded by Councilman Drake, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass  
Noes: None

The City Manager presented the following memorandum from the Director of Public Works under date of September 15, 1949:

"The final subdivision plat of Knox Wright Subdivision has been completed and was approved by the City Plan Commission on September 8, 1949. We have memoranda from water, sewer, gas, and street superintendents stating that the subdivider has complied with their respective parts of the subdivision regulations.

"It is recommended that this plat be formally accepted by the City Council"

Approved (S) Guiton Morgan, City Manager



Councilman MacCorkle offered the following resolution, and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the final plat of the subdivision known as "Knox Wright Subdivision", approved by the City Plan Commission of the City of Austin on September 8, 1949, be and the same is hereby accepted and authorized to be filed of record in the office of the County Clerk of Travis County, Texas, in accordance with the provisions of the laws of the State of Texas, and the ordinances of the City of Austin, and that this action of the City Council be indicated by appropriate notation, signed by the Mayor, on the original plat of said subdivision prior to its recording in the Plat Records of Travis County, Texas.

The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass

Noes: None

The City Manager presented for consideration the matter of applying for transfer of title of the Butler Housing Project to the City of Austin, stating if it is transferred before October 1st, the revenues will come to the City after that date; otherwise, the revenues wont come to the City until after November 1st. He explained that Congress has passed an act where these houses on City property could revert to the City, and that the Council had previously adopted a resolution turning over the entire management and control to the Austin Housing Authority, and this would continue as it is now. MR. HERMAN JONES brought out that the Council waive the removal requirements on this project, as under the present set-up they were to be removed on January 1, 1950.

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That Guiton Morgan, City Manager, be and he is hereby authorized and directed to request relinquishment and transfer to the City of Austin of the interest of the United States Government in Public Housing Authority Project TEX V-41739 consisting of 218 dwelling units under Contract H.A.V-41739 mph and Supplement I; and he is further authorized and directed to execute all necessary documents on behalf of the City of Austin in connection therewith.

The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass

Noes: None

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City of Austin, Texas, which has jurisdiction over the area in which Project Tex-V41739 of Austin, Texas, is located, hereby specifically approves, in accordance with the Independent Offices Appropriation Act, 1950, the waiver of the removal requirements of Section 313 of the Lanham Act (Public Law 849, 76th Congress, as amended) with respect to said project.

The motion, duly seconded by Councilman Long, carried by the following vote:  
Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass  
Noes: None

The Mayor brought up the following ordinance for its second reading:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ENTITLED "AN ORDINANCE PRESCRIBING REGULATIONS FOR THE ERECTION OR STRUCTURAL ALTERATION OF PIERS, DOCKS, WHARVES, FLOATS, ISLANDS, OR OTHER STRUCTURES, IN TOM MILLER LAKE, AS DEFINED IN THIS ORDINANCE, OR ALONG THE SHORES OF SAID LAKE, BELOW A CONTOUR ELEVATION OF 504.9 FEET ABOVE MEAN SEA LEVEL; PRESCRIBING PENALTIES FOR THE VIOLATION OF THIS ORDINANCE; AND DECLARING AN EMERGENCY," WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN NOVEMBER 2, 1939, AND IS RECORDED IN BOOK "K", PAGES 572-573, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, BY AMENDING SECTION 3(b) (1) THEREOF SO AS TO AUTHORIZE CONSTRUCTION OF STRUCTURES EXTENDING MORE THAN 50 FEET INTO THE PART OF LAKE AUSTIN DOWNSTREAM FROM A WESTERLY EXTENSION OF THE SOUTH LINE OF WINDSOR ROAD UPON SPECIAL PERMIT OF THE CITY COUNCIL; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the second time and Councilman Drake moved that the rule be suspended and the ordinance passed to its third reading. The motion, duly seconded, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass  
Noes: None

The ordinance was read the third time, and Councilman Drake moved that the ordinance be finally passed. The motion, duly seconded, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass  
Noes: None

The Mayor then announced that the ordinance had been finally passed.

In compliance with a request of the GOVALLE CIVIC LEAGUE on August 11th that they be granted permission to hold a contest for the naming of the park on Bolm Road and Shady Lane in Govalle; and upon the submission of the name of "GOVALLE PARK" as the winning name of the Contest and vote, Councilman Long moved that the Council accept the submitted name from the Govalle Civic League, duly recommended by the City Manager, and name this park GOVALLE PARK. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass  
Noes: None

COUNCILMAN DRAKE suggested that when the old Country Club Park is named that consideration be given to LOUIS HANCOCK, the founder of the Austin Country Club, and former Mayor of Austin, and that the name of HANCOCK PARK be considered.

The City Manager submitted the following memorandum from Walter E. Seaholm, Director of Utilities, dated September 2, 1949, re CONTRACT NO. 16 - COMBUSTION CONTROL BOILER AND TURBINE INSTRUMENTS.

"The bids for the Power Plant Building were duly opened on Wednesday morning at 10:00 A.M., August 31, 1949. The tabulation of bids are as follows:

	<u>For One Unit</u>	<u>For Two Units</u>
Bailey Meter Company, Cleveland, Ohio	\$24,200.00	<u>\$48,191.00</u>
Hagan Corporation, Pittsburgh, Pa.	\$28,031.00	\$56,015.00

"We concur with the recommendation of Burns & McDonnell Engineering Company that the bid of Bailey Meter Company of \$48,191.00 as a lump sum base bid be accepted as the lowest and best bid."

Councilman Drake offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City of Austin received and considered the bids of two (2) boiler companies, for the furnishing of two (2) Combustion Control Boiler and Turbine Instrument Units to be placed in the new Power Plant Building, on August 31, 1949; and

WHEREAS, the bid of the Bailey Meter Company of Cleveland, Ohio, being for the sum of \$48,191.00, was found to be the lowest and best bid of the two bids submitted; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That Guiton Morgan, City Manager, be and he is hereby authorized and directed to enter into a contract with the Bailey Meter Company, Cleveland, Ohio, for the purchase to two Combustion Control Boilers and Turbine Instrument Units to be placed in the new Power Plant Building.

The motion, seconded by Councilman MacCorkle, carried by the following vote:  
Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass  
Noes: None

Mayor Glass introduced the following ordinance:

AN ORDINANCE FIXING AND LEVYING MUNICIPAL AND  
SCHOOL TAXES FOR THE CITY OF AUSTIN, TEXAS,  
FOR THE YEAR 1949; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, duly seconded, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass  
Noes: None

The ordinance was read the second time and Councilman Long moved that the rule be suspended and the ordinance passed to its third reading. The motion, duly seconded, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass  
Noes: None

The ordinance was read the third time and Councilman Long moved that it be finally passed. The motion, duly seconded, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass  
Noes: None

Councilman Johnson nominated HOWARD BULL as a member of the Board of Equalization for the two-year term beginning May 1, 1949 and ending April 30, 1951. The nomination was seconded by Councilman Long, and the roll was called on the nomination, and the same was confirmed by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass  
Noes: None

Councilman Johnson nominated RICKEY KEY as a member of the Board of Equalization for the two-year term beginning May 1, 1948, and ending April 30, 1950. The nomination was seconded by Councilman Long, and the roll was called on the nomination, and the same was confirmed by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass  
Noes: None

Councilman Johnson nominated L. THEO BELMONT as a member of the Board of Equalization for the two-year term beginning May 1, 1948 and ending April 30, 1950. The nomination was seconded by Councilman Long, and the roll was called on the nomination, and the same was confirmed by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass  
 Noes: None

Councilman Long moved that the Council go on record as commending HOWARD BULL, RICKEY KEY, AND L. THEO BELMONT for the fine services rendered the City. The motion carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass  
 Noes: None

COUNCILMAN MAC CORKLE inquired into the permit submitted by the HUMBLE OIL COMPANY for a filling station site at 34th and Lamar Boulevard, which was deferred until the 25' set-back had been established. The City Manager stated this was still in the Building Inspector's office pending an agreement with the Humble Oil Company, and he would check with this Department to see what had developed.

TROY MILTON SPARKS (Colored) came before the Council for a taxi-drivers permit. Due to the fact he is only 19 years old, the Council under the present ordinance was unable to grant his request. Councilman Johnson moved that this request be laid over until such time the ordinance was amended to permit drivers 19 years old to drive taxi-cabs. The motion, duly seconded, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass  
 Noes: None

Councilman Long moved that the following applications, received from the Zoning Board of Adjustment with recommendation, be set for public hearing on October 13, 1949, at 2:30 P.M.

W. J. NELSON	2917 Red River, Lot 2, Outlot 23, Div. C, Un- platted	From "A" Residential To "B" Residential RECOMMENDED BY THE ZONING BOARD TO INCLUDE LOTS 3, 4, 5, and 6.
JACK SPARKS, GEORGE W. SPARKS, MRS. YERGER HILL, Jr.	1107-11 Rio Grande, Lot 8 & 5.1'x80' of Lot 7, Blk. 131, Div. D.	From "B" Residential To "C" Commercial RECOMMENDED BY THE ZONING BOARD

The motion, seconded by Councilman MacCorkle, carried by the following vote:  
 Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass  
 Noes: None

Councilman MacCorkle moved that the following application be referred to the Zoning Board of Adjustment for consideration and recommendation:

STANLEY S. SMITH

1510 East Avenue

From "A" Residential  
To "C" Commercial

The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass

Noes: None

There being no further business, the Council, upon motion of Councilman Johnson, seconded by Councilman Drake, voted unanimously to recess subject to call of the Mayor.

APPROVED

  
Mayor

ATTEST:

  
Acting City Clerk